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CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

ASSEMBLY BILL

No. 1292

**Introduced by Assembly Members Migden and Villaraigosa,
Villaraigosa, and Pacheco**

February 28, 1997

An act to add and repeal Chapter 12 (commencing with Section 11020) of Part 7 of the Education Code, relating to academic achievement partnerships, *and making an appropriation therefor.*

LEGISLATIVE COUNSEL'S DIGEST

AB 1292, as amended, Migden. Academic achievement partnerships.

Existing law provides for various partnerships to enhance educational goals, including, but not limited to, the establishment and expansion of regional science resource centers in partnership with nonprofit agencies; regional social

tolerance resource centers in partnership with nonprofit agencies; regional Latino heritage resource centers in partnership with nonprofit agencies; and the California Academic Partnership Program.

This bill would enact the Academic Improvement and Achievement Act which would authorize local educational agencies to submit proposals to the Superintendent of Public Instruction to fund activities that will increase the percentage of pupils at qualifying high schools that meet the requirements for admission to the California State University and the University of California.

This bill would require the Superintendent of Public Instruction to develop an application inviting local educational agencies to apply to receive funds for qualifying schools, subject to an appropriation for the purposes of the bill, ~~and would require the superintendent to convene an intersegmental advisory committee for this purpose.~~

~~The bill would require the advisory committee to review proposals submitted in compliance with specified provisions and to make recommendations regarding the funding of proposals.~~ The bill would require the Superintendent of Public Instruction to ensure that funds are *to be* equitably distributed throughout the state in a manner consistent with the purposes of the bill and that qualifying schools in rural, urban, and suburban areas have access to funds.

~~This bill would require the superintendent, in collaboration with the California Postsecondary Education Commission, to report annually to recommend, and the State Board of Education to approve, a plan for the comprehensive evaluation of the program by July 1, 2003, and would require the State Board of Education to report to the Legislature regarding the program by December 31, 2003.~~

This bill would provide that it is the intent of the Legislature that these regional partnerships be funded by an appropriation in the annual Budget Act.

This bill would make these provisions inoperative on July 1, 2004, and would repeal them as of January 1, 2005.

This bill would appropriate \$20,000,000 from the General Fund to the Superintendent of Public Instruction for allocation to local education agencies for the purposes of, and

in accordance with, this bill. The bill would appropriate \$300,000 from the General Fund to the Superintendent of Public Instruction to administer the grants under this bill and under SB 1697, AB 2216, and AB 2363, of the 1997–98 Regular Session if those bills are enacted and take effect on or before January 1, 1999.

To the extent the funds appropriated by this bill are allocated to a school district, as defined by existing law for purposes of Section 8 of Article XVI of the California Constitution, those funds may be applied toward the minimum funding requirements required by Section 8 of Article XVI of the California Constitution.

Vote: majority. Appropriation: ~~no~~ yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. (a) The Legislature finds and declares~~
2 ~~all of the following:~~
3 ~~(1) The general welfare and well being of the State of~~
4 ~~California is dependent upon the education skills of its~~
5 ~~citizens. Therefore, it is critical that the state implement~~
6 ~~programs that encourage and enable the greatest~~
7 ~~number of its citizens to complete postsecondary~~
8 ~~education programs.~~
9 ~~(2) Increasing the number of California citizens ready~~
10 ~~to enter higher education will require that a greater~~
11 ~~number of public high school graduates be eligible to seek~~
12 ~~admission to colleges and universities.~~
13 ~~(3) To achieve clear and substantial improvement in~~
14 ~~pupils' educational achievement, the kindergarten and~~
15 ~~grades 1 to 12, inclusive, school system, the California~~
16 ~~Community Colleges, the California State University, the~~
17 ~~University of California, and the independent colleges~~
18 ~~and universities, in collaboration with parents, businesses,~~
19 ~~and community groups must build a common~~
20 ~~understanding of goals and resources, and must take~~
21 ~~responsibility for achieving desired pupil learning~~
22 ~~outcomes.~~

~~(b) There is a need to encourage, through effective state policy and financial incentives, the formation of regional partnerships between public schools, universities, businesses, and community groups, to create common goals and expectations and to implement programs that will assist pupils in improving academic achievement.~~

~~SEC. 2.—~~

SECTION 1. Chapter 12 (commencing with Section 11020) is added to Part 7 of the Education Code, to read:

CHAPTER 12. ACADEMIC IMPROVEMENT AND
ACHIEVEMENT ACT

11020. (a) Local educational agencies may submit proposals to the Superintendent of Public Instruction to fund activities that will increase the percentage of pupils at qualifying high schools that meet the requirements for admission to the California State University or the University of California. *The Superintendent of Public Instruction shall recommend, and the State Board of Education shall adopt, criteria and regulations for the implementation of this chapter. Grants awarded pursuant to this chapter shall be used by the schoolsite to provide academic assistance and services to pupils necessary to inform pupils about the benefits of, and requirements for, higher education and to prepare pupils for college entrance. Funds awarded pursuant to this chapter shall not be used as a local match for any other state funded outreach, academic achievement, or college preparation program. These activities shall be designed to do at least two accomplish that which is set forth in paragraphs (1) to (3), inclusive, and either paragraph (4) or (5) of the following:*

~~(1) Increase the number and percentage of pupils who take nationally normed, standardized tests used for college admission decisions.~~

~~(2) Improve~~

1 *(1) Significant improvement on scores on*
2 ~~nationally normed~~ *nationally normed,* standardized tests
3 used for college admission decisions.

4 ~~(3) Increase~~

5 *(2) Significant increases in the number and*
6 percentage of pupils who enroll in and complete the A-F
7 course requirements that are a prerequisite for admission
8 to the California State University and the University of
9 California with at least a “C” grade.

10 ~~(4) Increase~~

11 ~~(3) Increases in the college participation rate.~~

12 ~~(4) Significant increases in the number and~~
13 ~~percentage of pupils who take nationally normed,~~
14 ~~standardized tests used for college admission decisions,~~
15 ~~and increases in the results of the assessment~~
16 ~~administered through Article 4 (commencing with~~
17 ~~Section 60640) of Chapter 5 of Part 33.~~

18 ~~(5) Significant increases in the number and~~
19 percentage of pupils who enroll in and complete the
20 advanced placement courses and receive a score of “3” or
21 above.

22 ~~(5) Increase the number of advanced placement~~
23 ~~courses taken by each pupil.~~

24 ~~(6) Ensure that the parents or guardians of all 8th~~
25 ~~grade pupils are notified of the course requirements that~~
26 ~~are a prerequisite for admission to the California State~~
27 ~~University or the University of California.~~

28 (b) Applications by local educational agencies to the
29 Superintendent of Public Instruction for the funding of
30 academic achievement programs pursuant to this
31 chapter shall include all the following elements to be
32 considered complete and eligible for consideration:

33 (1) Data from the prior fiscal year for all of the items
34 listed in subdivision (a).

35 (2) An assessment ~~by the regional partnership~~ that
36 identifies the amount of improvement at the qualifying
37 school that is necessary in order to perform at a level
38 equivalent to the statewide average on each of the items
39 listed in paragraphs (1) to (5), inclusive, of subdivision
40 (a).

(3) A comprehensive plan *developed by the regional partnership* describing how the funds provided pursuant to this chapter in combination with the matching funds provided by other participants in the regional partnership will be used to improve performance on any of the items listed in subdivision (a).

(4) An accountability plan that assesses the progress made by students at the qualifying school towards performance at the 1997–98 statewide average on each of the items listed in paragraphs (1) to (5), inclusive, of subdivision (a).

(5) Evidence that each partner in the regional partnership is prepared to commit the amount of funds and other support outlined in the comprehensive plan required pursuant to paragraph (3). ~~Higher education partners shall match the total amount of funds allocated to a qualifying school pursuant to Section 11021 on a dollar-for-dollar basis.~~ *Local education agencies shall provide evidence that the total contribution from all of the partners, including, but not necessarily limited to, the reasonable value of in-kind goods or services, equals the amount of the grant.*

(c) As used in this chapter, the following terms have the following meanings, unless the context clearly requires otherwise:

(1) “Local educational agency” means school districts ~~or county offices of education~~, *county offices of education, or charter schools*. “Institution of higher education” means any of the following:

(A) A California community college district.

(B) A campus of the California State University.

(C) A campus of the University of California.

(D) A member institution of the Association of Independent California Colleges and Universities.

(2) “Qualifying school” means a comprehensive high school that provides instruction in any of grades 9 to 12, inclusive, and the percentage of pupils who graduate from the school and are eligible for admission to the California State University or the University of California in the following year is below the statewide average

1 according to information from the California
2 Postsecondary Education Commission.

3 (3) “Regional organization” includes, but is not
4 limited to, business, labor, and community-based
5 organizations.

6 (4) “Regional partnership” means a combination of at
7 least one school district or county office of education, at
8 least one institute of higher education, and at least one
9 regional organization, each having an interest in and
10 capacity to influence education in the region. “Regional
11 partnership” is not limited to a combination formed
12 pursuant to this chapter after the operative date of this
13 chapter, but may also include a partnership in existence
14 immediately preceding the operative date of this chapter
15 if it complies with all of the requirements of this section.
16 A partner may participate in more than one partnership
17 and a partnership may encompass a geographic area that
18 overlaps with an area covered by another partnership.

19 11021. (a) ~~The Pursuant to regulations and criteria~~
20 ~~approved by the State Board of Education, the~~
21 ~~Superintendent of Public Instruction shall develop an~~
22 ~~application inviting local educational agencies to apply to~~
23 ~~receive funds for qualifying schools, subject to an~~
24 ~~appropriation of funds for purposes of this section. To~~
25 ~~assist in establishing criteria for selection and reviewing~~
26 ~~requests for proposals, the Superintendent of Public~~
27 ~~Instruction shall convene an intersegmental advisory~~
28 ~~committee.~~

29 (b) ~~The intersegmental advisory committee shall be~~
30 ~~composed of at least the following members:~~

31 (1) ~~Four certified public school employees, two of~~
32 ~~whom shall be teachers, appointed by the~~
33 ~~Superintendent of Public Instruction.~~

34 (2) ~~One representative of the California Community~~
35 ~~Colleges, to be appointed by the Chancellor of the~~
36 ~~California Community Colleges.~~

37 (3) ~~One representative of the California State~~
38 ~~University, to be appointed by the Chancellor of the~~
39 ~~California State University.~~

~~(4) One representative of the University of California, appointed by the President of the University of California. This member is required only if participation is approved by resolution of the Regents of the University of California.~~

~~(5) One representative of the Association of California Independent Colleges and Universities.~~

~~(6) One representative of the California Postsecondary Education Commission appointed by the Director of the California Postsecondary Education Commission.~~

~~(e) The intersegmental advisory committee shall review proposals submitted in compliance with this chapter and make recommendations on their findings regarding the funding of proposals to the Superintendent of Public Instruction.~~

~~(d) The Superintendent of Public Instruction shall ensure that funds are~~ *section.*

(b) Funds shall be distributed and dispersed equitably throughout the state in a manner consistent with the purposes of this chapter and that ensures that qualifying schools located in rural, urban, and suburban areas have access to these programmatic funds.

~~(e)~~

(c) Priority in the allocation of funding to qualifying schools shall be based upon a combination of the following factors that shall be given equal consideration:

(1) The qualifying school's relative low ranking in comparison to the statewide average percentage of high school graduates who complete the A-F course requirements for admission to the California State University and the University of California with a "C" grade or better.

(2) The qualifying school's relative low ranking in comparison to the statewide average percentage of high school pupils who take the nationally normed, standardized tests used for college admission decisions.

(3) The qualifying school's relative low ranking in comparison to other schools maintaining the same grades in any of grades 9 to 12, inclusive, of the school-wide

1 average scores on nationally normed, standardized tests
2 used for college admission decisions.

3 ~~(f)–~~

4 (d) Funds allocated to qualifying schools pursuant to
5 this chapter shall be awarded annually by the
6 Superintendent of Public Instruction for a period of up to
7 four years only if funding is appropriated in the annual
8 Budget Act if both of the following conditions are met:

9 (1) After the second full funded year, and each year
10 thereafter, *the grant may be renewed on an annual basis*
11 *for up to two additional years if* the local educational
12 agency submits data to the State Department of
13 Education that demonstrates the ~~level~~ *necessary*
14 *qualifying levels* of improvement at the qualifying school
15 in comparison to the year immediately preceding the
16 year in which funds were provided to the school pursuant
17 to this chapter, in accordance with subdivision (a) of
18 Section 11020.

19 (2) The Superintendent of Public Instruction
20 determines that the data submitted on behalf of
21 qualifying schools demonstrates progress in ~~at least two~~
22 *each* of the areas identified in subdivision (a) of Section
23 11020, *as determined by relative improvement levels*
24 *approved by the State Board of Education.*

25 ~~(g)–~~

26 (e) The total amount of funds allocated to a local
27 educational agency pursuant to this chapter shall be
28 matched on a dollar-for-dollar basis by the higher
29 education partners.

30 ~~(h)–~~

31 (f) Funds allocated pursuant to this section may not
32 ~~exceed two hundred fifty dollars (\$250) per pupil at a~~
33 *exceed one hundred dollars (\$100) per pupil, nor shall it*
34 *be less than twenty thousand dollars (\$20,000), at a*
35 *qualifying school in any single fiscal year.*

36 ~~(i)–~~

37 (g) Funds appropriated pursuant to this chapter may
38 supplement, but may not supplant, any existing program
39 or service provided at a qualifying school that is consistent
40 ~~with the activities authorized by this chapter.~~

~~(j) with this chapter.~~

(h) No more than 5 percent of the amount that is appropriated to a local educational agency for expenditure at a qualifying school pursuant to this chapter shall be used for administrative costs.

(i) *Grant recipients shall ensure that parents or guardians of all 8th grade pupils are notified of the course requirements that are a prerequisite for admission to the California State University and the University of California.*

11022. Only those local educational agencies for which the allocation of state funds are included within the computation of the state's minimum funding obligation to school districts and community college districts under Section 8 of Article XVI of the California Constitution shall receive allocations for the purposes of this chapter.

11023. The Superintendent of Public Instruction, ~~in collaboration with the California Postsecondary Education Commission, shall evaluate the data submitted by qualifying schools that received funding pursuant to this chapter and report~~ shall recommend, and the State Board of Education shall approve, a plan for the comprehensive evaluation of the program authorized in this chapter. The Superintendent of Public Instruction shall complete the evaluation and submit it to the State Board of Education by July 1, 2003. The State Board of Education shall submit the final evaluation to the Legislature by December 31, 2003, on all of the following:

(a) Changes in the number and percent of pupils who took nationally normed, standardized tests used for college admission decisions.

(b) Changes in the school-wide average score on nationally normed, standardized tests used for college admission decisions.

(c) Changes in the number and percentage of pupils who complete the A-F course requirements with at least a "C" grade.

(d) Changes in the number and percentage of pupils who complete advanced placement courses and received a score of "3" or above.

1 (e) Changes in the number of advanced placement
2 courses taken by pupils.

3 (f) Changes in the number and percentage of parents
4 or guardians of 8th grade pupils who were notified of the
5 course requirements that are a prerequisite for admission
6 to the California State University or the University of
7 California.

8 (g) The college participation rates at qualifying
9 schools before and after the implementation of program
10 activities pursuant to this chapter.

11 (h) Recommendations for changes to the provisions in
12 this chapter that could further increase the percentage of
13 high school pupils eligible for admission to the California
14 State University or the University of California upon
15 graduation from high school.

16 11024. It is the intent of the Legislature that ~~regional~~
17 ~~partnerships—created grants~~ pursuant to this chapter be
18 funded by an appropriation in the annual Budget Act.

19 ~~SEC. 3.—~~

20 11024.5. This chapter shall become inoperative on
21 July 1, 2004, and, as of January 1, 2005, is repealed, unless
22 a later enacted statute that is enacted before January 1,
23 2005, deletes or extends the dates on which it becomes
24 inoperative and is repealed.

25 *SEC. 2. (a) The sum of twenty million dollars*
26 *(\$20,000,000) is hereby appropriated from the General*
27 *Fund to the Superintendent of Public Instruction for*
28 *allocation to local education agencies for the purposes of,*
29 *and in accordance with, Chapter 12 (commencing with*
30 *Section 11020) of Part 7 of the Education Code.*

31 *(b) The sum of three hundred thousand dollars*
32 *(\$300,000) is hereby appropriated from the General Fund*
33 *to the Superintendent of Public Instruction to administer*
34 *the grants under Chapter 12 (commencing with Section*
35 *11020) of Part 7 of the Education Code, under SB 1697 of*
36 *the 1997–98 Regular Session if that bill is enacted and*
37 *takes effect on or before January 1, 1999, under AB 2216*
38 *of the 1997–98 Regular Session if that bill is enacted and*
39 *takes effect on or before January 1, 1999, and under AB*

1 2363 of the 1997–98 Regular Session if that bill is enacted
2 and takes effect on or before January 1, 1999.

3 (c) For the purposes of making computations required
4 by Section 8 of Article XVI of the California Constitution,
5 the appropriation made in subdivision (a) shall be
6 deemed to be “General Fund revenues appropriated for
7 school districts,” as defined in subdivision (c) of Section
8 41202 of the Education Code, and shall be deemed
9 included within the “total allocations to school districts
10 and community college districts from General Fund
11 proceeds of taxes appropriated pursuant to Article
12 XIII B,” as defined in subdivision (e) of Section 41202 of
13 the Education Code, for the year in which the funds are
14 appropriated.

15
16 CORRECTIONS

17
18 Digest — Page 3.

19 Text — Pages 8,9, 10.

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